

**A RESOLUTION  
BY TRANSPORTATION COMMITTEE**

**07- R -0320**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AIRPORT USE LICENSE AGREEMENT WITH SKYWEST AIRLINES, INC. FOR OPERATIONS AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.**

**WHEREAS**, SkyWest Airlines, Inc. ("SkyWest") desires to provide regularly scheduled Passenger Service from Hartsfield-Jackson Atlanta International Airport ("Airport"); and

**WHEREAS**, in furtherance of its plan to operate such flights, SkyWest desires to enter into an Airport Use License Agreement with the City of Atlanta ("City") as a domestic carrier serving the Airport; and

**WHEREAS**, the Aviation General Manager believes that it is in the best interest of the Airport and the City to enter into an Airport Use License Agreement with SkyWest and recommends the execution of such an Agreement.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES**, that the Mayor is authorized to execute on behalf of the City an appropriate Airport Use License Agreement with SkyWest Airlines, Inc., which shall contain the following terms, conditions, and provisions:

- 1) a term effective as of March 1, 2007 and ending September 20, 2010; provided that either party may terminate the agreement by giving at least 30 days prior written notice to the other party; and
- 2) a landing fee to be computed at the initial landing fee rate of \$0.86754 per 1,000 pounds of the FAA Maximum Certificated Gross Landing Weight of each aircraft scheduled to land at the Airport, which landing fee rate shall be subject to adjustment from time to time at the discretion of the City acting through its Aviation General Manager. Such adjustments shall be to levels comparable to the landing fee rates charged similarly classified airlines at the Airport; and
- 3) such other terms, conditions, and provisions as may be required by City ordinances or Federal regulations or which are otherwise deemed appropriate by the Aviation General Manager.

**BE IT FURTHER RESOLVED**, that the City Attorney is directed to prepare an appropriate Agreement to be executed by the Mayor.

**BE IT FINALLY RESOLVED**, that the Agreement will not become binding upon the City and the City will incur no obligation nor liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved by the City Attorney as to form and delivered to SkyWest Airlines, Inc.

**Part II: Legislative White Paper:**

**A. To be completed by Legislative Counsel:**

**Committee of Purview:** Transportation

**Caption:** A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AIRPORT USE LICENSE AGREEMENT WITH SKYWEST AIRLINES, INC. FOR OPERATIONS AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.

**Council Meeting Date:** March 5, 2007

**Requesting Dept:** Aviation

**B. To be completed by the department :**

**1. Please provide a summary of the purpose of this legislation (Justification Statement).**

The purpose of this legislation is to authorize an Airport Use License Agreement with SkyWest Airlines.

**2. Please provide background information regarding this legislation.**

The Aviation General Manager has determined that it would be in the best interest of the City to authorize an Airport Use License Agreement with SkyWest Airlines.

**3. If Applicable/Known:**

- (a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** NA
- (b) **Source Selection:** NA
- (c) **Bids/Proposals Due:** NA
- (d) **Invitations Issued:** NA
- (e) **Number of Bids:** NA
- (f) **Proposals Received:** NA
- (g) **Bidders/Proponents:** NA

(h) Term of Contract: NA

4. Fund Account Center:

5. Source of Funds: NA

6. Fiscal Impact: None

7. Method of Cost Recovery: Landing Fees

This Legislative Request Form Was Prepared By: Bill Murphy

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Legislative Counsel (Signature): Megan S. Middleton

*Megan S. Middleton*

Contact Number: 6207

Originating Department: Aviation

Committee(s) of Purview: Transportation

Council Deadline: February 12, 2007

Committee Meeting Date(s): February 28, 2007 Full Council Date: March 5, 2007

Commissioner Signature

*McD* *[Signature]*

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AIRPORT USE LICENSE AGREEMENT WITH SKYWEST AIRLINES, INC. FOR OPERATIONS AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any) \$69,678 (Annually)

Mayor's Staff Only

Received by Mayor's Office:

2-15-07 *DD*  
(date)

Reviewed by:

*[Signature]*

Submitted to Council:

2/15/07  
(date)